

ORDINANCE NO. 14-10

ALISON LUNDERGAN GRIMES
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

AN ORDINANCE CONFIRMING ANNEXATION AS SET FORTH IN ORDINANCE 84-
08 BEING 9.949 ACRES KNOWN AS HILLCREST SUBDIVISION SECTION 3 AND
PART OF HILLCREST SUBDIVISION SECTION 2

By: Handie Allison

WHEREAS, the City passed, according to law, an Ordinance 84-8 declaring an intent to annex 9.949 acres within Hillcrest Subdivision Section 3 into the City of Mt. Washington on June 11, 1984 and

WHEREAS, more than 60 days have elapsed since the passing and publication of said declaration of intent and no protests having been filed, and

NOW THEREFORE, BE IT ORDAINED by the City of Mt. Washington, Bullitt County, Kentucky, as follows:

SECTION I: The City confirms and hereby Annexes the property set forth in Intent to Annex Ordinance 84-8 as described and depicted in the attached Registered Land Surveyor's certified plat attached hereto as Exhibit A.

SECTION II: Should any section, clause, line, paragraph or part of this ordinance be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this ordinance.

SECTION III: The City Clerk is hereby authorized to publish this ordinance in accordance with the Kentucky revised Statutes.

SECTION IV: The City Clerk is hereby directed and authorized to cause the accurate map and description of the property annexed prepared by the Registered Land Surveyor, together with a copy of this ordinance duly certified, to be recorded in the office of the Bullitt County Clerk, in the office of the Secretary of State, and in the Governor's Office for Local Development, and provide to the Bullitt County Court Clerk a list of names and addresses of those property owners and or registered voters, if any within the annexed territory

First Reading: March 24, 2014 Second Reading: April 14, 2014

Adopted this 14th day of April, 2014
Motion carried unanimously by a roll call vote.

Joetta Calhoun
Honorable Joetta Calhoun, Mayor

ATTEST:

Elizabeth D. Hall
Elizabeth D. Hall, City Clerk

STATE OF KENTUCKY COUNTY OF BULLITT I, Elizabeth Fisk, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of <u>ORD 14-10</u> as taken from and compared with the original records in my office of which I am Legal Custodian, adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: <u>4/14/14</u> that said official action has not been modified, amended, revoked or repealed and is now in full force and effect. Witness my hand this <u>5</u> day of <u>Nov</u> , 20 <u>14</u> <u>Elizabeth D. Hall</u> CITY CLERK CITY OF MT. WASHINGTON

CITY OF MT. WASHINGTON, KY.

9.949 ACRES



FUSH PIN @ LAT. 38°02'18.44N
LONG. 85°33'33.82W

John St. Clair, Land Surveyor
138 Willow Wood Drive
Mt. Washington, Ky. 40047
Phone 502-538-6616, Cell 502-548-4715
Email, jj saint@windstream.net

City of Mt. Washington
275 Snapp Street
Mt. Washington, Ky. 40047

RE: Description for annexation confirmation on 9.949 acres which is currently known as Hillcrest Subdivision Section 3 and part of Hillcrest Subdivision Section 2.

Beginning at a point in the south right of way of Kentucky Highway 44, said point being located 150 feet west of Ruth Drive (now known as Becky McKinley Avenue) and also being the northeast corner of Hillcrest Subdivision Section 3 as recorded in Plat Cabinet 1, Slide 564 in the Bullitt County Clerk's office, thence with Highway 44, South 79 degrees 04 minutes 24 seconds West 308.00 feet to the northwest corner of Hillcrest Subdivision Section 3 and the remaining lands of the property formerly owned by Marvin and Ruth Porter, Deed Book 108, page 537 and currently known as the H&H Contractors, Inc. property recorded in deed book 514, page 539 in the Bullitt County Clerk's office;

Thence South 09 degrees 09 minutes 30 seconds East 765.68 feet to the corner of H&H Contractors, Inc. and the former property of Porter, currently owned by David Aulbach and Karen Atwood and recorded in Deed Book 564, Page 444 in the Bullitt County Clerk's office;

Thence with Aulbach, South 12 degrees 30 minutes 00 seconds East 678.00 feet to the southwest corner of Hillcrest Subdivision Section 2, recorded in Plat Cabinet 1, Slide 435 in the Bullitt County Clerk's office;

Thence North 83 degrees 13 minutes 08 seconds East 268.70 feet to a point in the west line of the city limits of Mt. Washington, Ky. as established by a pre KRS81.045 filing and also known as Ordinance Number 64-44;

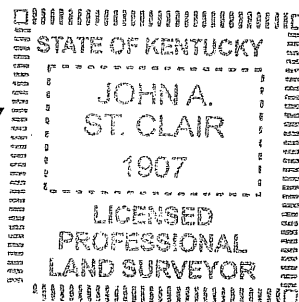
Thence with the west line of Ordinance Number 64-44, North 09 degrees 12 minutes 00 seconds West 705.95 feet to a point now known as the southeast corner of Hillcrest Subdivision Section 3; thence with Section 3, North 09 degrees 12 minutes West 56.73 feet and North 09 degrees 07 minutes 27 seconds West 700.50 feet to the beginning containing 9.949 acres total as per plat for the City of Mt. Washington, Ky. dated December 21, 2012 and titled "Annexation Confirmation of 9.949 Acre Tract" by John A. St. Clair, PLS # 1907.

Being a part of the property conveyed to Marvin R. Porter and Ruth Porter by deed book 108, page 537 in the Bullitt County Clerk's office and also being the same property approved for annexation in the October 12, 1981 meeting minutes of the city council of Mt. Washington, Ky. An attached exhibit titled "Request for Annexation" dated Oct. 12, 1981 by John A. St. Clair, PLS # 1907 is also attached.

Yours truly,

John St. Clair
John St. Clair, Ky. PLS # 1907

Hillcrest3Annexation.doc



October 12, 1981

City Council, City of Mt. Washington, met in regular session at City Hall Building at 7:45 p.m. on October 12, 1981. Mayor called on Councilman Neighbors to open meeting with prayer. Councilmen Neighbors, Satterly, Roggenkamp, Armstrong and Lloyd were present. City Clerk and City Attorney were also present.

City Clerk read minutes of last meeting. Minutes were approved as read.

Process to clean out area along Flatlick Road along Fisher property to prepare for the installation of side walks.

Charlie Myers and Ruth Porter come before the Council to ask for the City's consent to take over the ~~cul-de-sac~~ *at the end of Hillcrest Road*. Since the above has already been inspected by several Councilmen, consent was given to authorize the City to take over the responsibility of maintenance at the end of one year of installation.

Charlie Myers and Ruth Porter also asked that a certain piece of property beginning 150' West from Ruth Drive and proceeding West 308 feet to a corner thence 1443.68 feet South to a stake then 268.70 feet East to a stake thence North back to the point of beginning be annexed by the City of Mt. Washington to provide the anticipated housing with City sewers and water.

On a motion by Harry Roggenkamp, seconded by Lanny Lloyd to annex the above described property into the corporate limits of Mt. Washington. This property is presently zoned R-2. City Attorney was authorized to prepare annexation ordinance. Votes for 5, against 0.

John St. Clair on behalf of Men's Club from Catholic Church asked City Council to check into the trash in the ditch in front of Houchens. Council will check into the problem to see if relief can be found.

Mayor discussed with the Council about tractor and trailers parking back on Ruth Drive and other subdivision streets. The problem will be looked into by the Police Department. Mayor will also check on the street light and the necessity of it at Highway 44 and Ruth Drive.

Motion to pay all bills, carried.

Bernard Satterly reported the Environmental Consultants will be in Mt. Washington the 26th. of October to discuss the treatment plant study. New operating instructions for the plant have been sent by the above which Bernard Satterly has said is no different than the way it has been run in the past.

of the Cul-de-sac

*HILLCREST
SECTION 3 &
PART OF
502.*

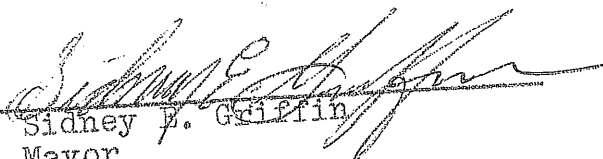
Motion by Harry Roggenkamp and seconded by George Neighbors to have Bernard Satterly to consult another engineering firm to find the cause of the problem at the sewage treatment plant. Votes for 5, against 0.

Mayor read a letter from KIPDA asking for the City Council's support. A proclamation concerning a discount program for the senior citizens of the area and asking for local merchants to join in the endorsement. The proclamation concerning the discount program will be published in the coming weeks paper.

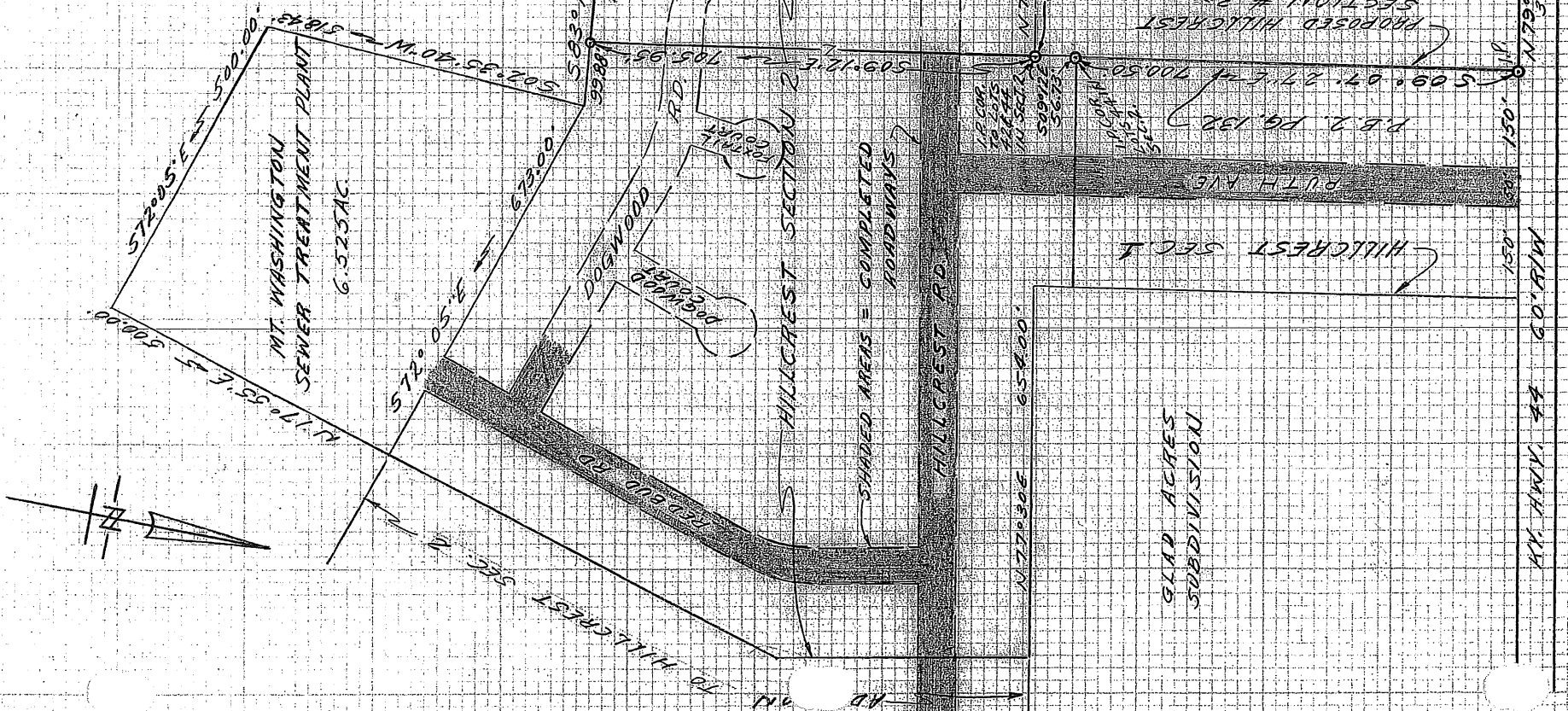
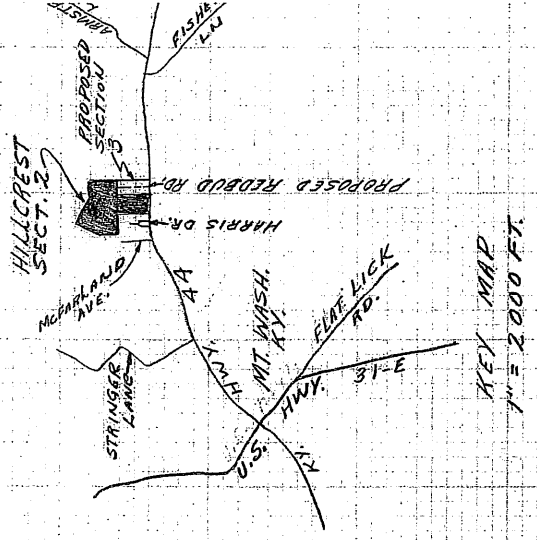
New police vehicle will be purchased by Federal Revenue Sharing Funds. Motion by Varry Armstrong and seconded by George Neighbors. Votes for 5, agaonst 0.

Kenny Goben, by a motion of Lanny Lloyd and seconded by Harry Roggenkamp, was employed as the Animal Control Officer for the City of Mt. Washington. Salary to be determined later.

Motion to adjourn, carried.


Sidney E. Griffin
Mayor


Barry Armstrong
Clerk, ProTem



REQUEST FOR ANNEXATION OF 9.949 Acres into the City Limits of Mt. Washington, Ky. (4.572 acres of the abovementioned tract being the westernmost part of Hillcrest Section # 2 and 5.377 acres being the proposed Hillcrest Section 3 addition to Mt. Washington, Ky.)

I hereby certify that the survey for this plat was made
was made under my supervision and that the angular and linear measurements shown thereon are correct to the best of my knowledge and belief.

REQUEST FOR ANNEXATION

for

CHARLES MYERS & LOUIS BROTHERS

Mt. Washington, Ky.

by

John A. St. Clair

Rt. 4

Taylorsville, Ky.

40071

John A. St. Clair
Angs Church Rd.

538-6616

Oct. 12, 1981

Scale 1" = 200'

AN ORDINANCE ANNEXING UNINCORPORATED TERRITORY WEST OF MT. WASHINGTON, KENTUCKY.

THE BOARD OF TRUSTEES OF THE CITY OF MT. WASHINGTON, KENTUCKY,
DOES ORDAIN AS FOLLOWS:

WHEREAS on the 11 day of August, 1964, in a regular meeting of the Board of Trustees of the City, at the City Hall, an ordinance was adopted wherein it was proposed to annex certain territory to the City of Mt. Washington and whereas publication of said ordinance was made according to law and no petition having been filed in the Bullitt Circuit Court objecting to same, it is ordained as follows:

The City of Mt. Washington does annex the following described territory to the City of Mt. Washington, and henceforth said territory shall be a part of the City for all purposes:

Beginning at a post in the south line of State Highway #44, corner to Gladares Subdivision; and running thence South 8 degrees 30' East 744.7 feet to an iron pipe; thence North 77 degrees 30' East 714.3 feet to a post; thence North 66 degrees 45' East 56.2 feet to a stake; thence South 71 degrees East 113 feet; South 34 degrees East 86 feet to an Elm above spring; North 79 degrees 15' East 201 feet to a stake on bluff below old county road; thence South 6 degrees East 99 feet; South 11 degrees 15' West 280.5 feet; South 21 degrees 15 West 72.6 feet; South 26 degrees West 173 feet; South 20 degrees 45' West 142 feet; South 24 degrees 45' West 125.4 feet; South 25 degrees 30' West 140 feet to a Cedar; thence South 80 degrees 15' West 880 feet to a stake; thence North 8 degrees 30' West 1744.7 feet to a stake in South right-of-way line of Highway #44; thence North 80 degrees 15' East 350 feet to the point of beginning.

The City Clerk is hereby directed to publish this ordinance by publication in the Mt. Washington Star at Mt. Washington, Kentucky, and by posting a copy thereof for at least ten (10) days in four (4) of the most public places in the City.

ADOPTED this 29 day of October, 1964, 5 votes cast in favor of ordinance and no votes against.

Athol Lee Taylor
ATHOL LEE TAYLOR
Chairman of the Board of Trustees

STATE OF KENTUCKY
COUNTY OF BULLITT
I, Elizabeth Fick, City Clerk of the City of Mt. Washington, do hereby certify that the foregoing contains a full, true and correct copy of XLIV as taken from and compared with the original records in my office of which I am Legal Custodian, adopted by the governing authority of said City of Mt. Washington at a meeting duly held on: 10/29/64 that said official action has not been modified, amended, revoked or repealed and is now in full force and effect.
Witness my hand this 30 day of NOV, 20 14
CITY CLERK CITY OF MT. WASHINGTON



STATE OF KENTUCKY, }
COUNTY OF BULLITT }

I, T. L. COOK, Clerk of the Bullitt County Court for the County and State
aforesaid, certify that on April 29, 1964 at Shepherdsville, Kentucky
foregoing Deed was produced to me in

lodge for record. Whereupon I have duly recorded the same in the

Witness my hand this 29 day of April

T. L. Cook Clerk

By Robert M. Carroll Atty. in C.

April 29, 1964
Bryant Richardson, etc.
T. } DEED
Marvin R. Porter, etc.

RECEIVED FOR RECORD
THIS 29 DAY OF April 1964
AT 10 O'CLOCK
AND
RECORDED IN Book 108 PAGE 537
CLERK
BY T. L. Cook
CARROLL & CARROLL
Attorneys at Law
Shepherdsville, Kentucky

THIS DEED made this the 29th day of April, 1964, between Bryant Richardson, his wife, Christine Richardson, of 3224 Grant Ave. Louisville, Kentucky, and Rhoda Mae Cantrell and her husband, Theodore J. Cantrell, of 3024 Eagle Pass, Louisville, Kentucky, of the first part and Marvin R. Porter and his wife, Ruth Porter of Mt. Washington, Kentucky, of the second part:

WITNESSETH:--That for a VALUABLE CONSIDERATION, the receipt of which is acknowledged, and the further consideration of the sum of

-----TWENTY FIVE THOUSAND DOLLARS-----

for which the parties of the second part have executed their note of this date payable to Bryant Richardson and Rhoda Mae Cantrell on or before December 31, 1964, and the note bears interest from date at the rate of six per cent per annum payable annually;

The first parties hereby sell and convey, with covenant of general warranty, unto second parties during their lives, with remainder in fee simple to the survivor of them the following real estate located on State Highway No. 44 west of Mt. Washington in Bullitt County, Kentucky:

Beginning at a stake in the south right of way line of State Highway No. 44 where the line of tract conveyed to John Burris by C. S. Harris (D.B. 75 Page 515) crosses the same and running thence with line of said highway North 76 3/4 East 16 poles 11 links; North 78 1/4 East 14 poles 7 links; North 79 3/4 East 76 poles; North 77 3/4 East 16 poles 11 links; thence with line of the old county road North 79 1/2 East 17 poles to a stake on the southside of the road; thence with line of the tract conveyed by Harris to Buford Shaw South 12 East 44 poles 2 links to a stake in a fence; thence North 71 East 7 1/5 poles to a poplar corner to Shaw and tract conveyed H. F. Mattingly (D.B. 72 p. 575); thence with lines of Mattingly as agreed by on by Harris and Mattingly South 34 East 5 1/5 poles to an elm above a spring; North 79 1/4 East 12 1/5 poles to a stake on a bluff below the road; thence around the bluff below the road South 6 East 6 poles; South 1 1/4 West 17 poles; South 2 1/4 West 4 4/5 poles to a maple; South 26 West 10 1/2 poles to a small ash; South 20 3/4 West 8 3/5 poles to a small cedar; South 24 3/4 West 7 3/5 poles to a small cedar; South 25 1/2 West 8 2/5 poles to a small cedar; South 26 1/4 West 18 poles 9 links to a black oak; South 23 1/4 West 8 poles 9 links to a black oak above the road; South 25 West crossing the road 13 2/5 poles to an ash sapling; South 27 1/4 West 11 poles to a crooked cedar; South 27 3/4 West 12 4/5 poles to three ash saplings on one stump; South 32 3/4 West 10 2/5 poles to two ash saplings on one stump; South 39 West 10 4/5 poles to two ash saplings on one stump; South 39 1/4 West crossing the road 5 poles to an elm; South 40 3/4 West 7 1/2 poles ^(SEE OVER) to a white oak; South 41 West 20 3/5 poles to a stake on the west side of a branch in S. O. Armstrong's fence and thence up the branch on the west bank thereof North 42 West 23 1/2 poles to a sycamore; North 23 East 2 1/2 poles to a cedar; North 19 1/2 West 9 4/5 poles; North 25 1/2 West 7 1/2 poles; North 37 1/4 West 5 4/5 poles to an elm; North 10 1/2 West 6 3/8 poles to a persimmon; North 33 1/2 West 6 1/5 poles to an elm

North 10½ West 15 1/5 poles to a sycamore; North 56 West 8 1/5 poles to a large ash corner to S. O. Armstrong and Shelby Moore; thence North 7 West 4 poles 22 links to a poplar; North 28 3/4 West 6 2/5 poles to a ycamore; North 21 West 10 2/5 poles to a large sycamore snag; North 8 West 9 poles 8 links to a sycamore, North 35 West 10 4/5 poles to a honey locust North 34 3/4 West 11 4/5 poles; West 37 3/4 West 10 poles 3 links; North 48 West 6 poles to a leaning black oak; North 37 West 11 1/5 to a stake corner to John Burris; thence with line of Burris North 24½ East 31 poles 1 link to a stake in a fence; North 55½ West 20 poles 3 links to the beginning, containing 104 acres, more or less.

There is excluded from the above the tracts conveyed C. T. Tichenor by deed recorded in Deed Book 80 Page 10; Vernon C. Moore and Jane Moore by deed recorded in Deed Book 81 Page 106.

There is also excluded the nine acres described in Deed Book 84 Page 217.

This was conveyed to Robert R. Richardson by deed dated April 15, 1954, from C. S. Harris, etc. recorded in Deed Book 84 Page 217 in office of clerk of Bullitt County Court and devised to Bryant Richardson and Rhoda Mae Cantrell by will recorded in Will Book "L" Page 622 in above office.

